

1 Erin Neff (State Bar No. 326579)
e.neff@lawfoundation.org
2 Karen E. Kontz (State Bar No. 300918)
karen.kontz@lawfoundation.org
3 LAW FOUNDATION OF SILICON
VALLEY
4 4 North Second Street, Suite 1300
San Jose, CA 95113
5 Telephone: (408) 280-2410

James C. Harrison (State Bar No. 161958)
Margaret R. Prinzing (State Bar No. 209482)
Kristen Mah Rogers (State Bar No. 274672)
Sue Vang (State Bar No. 327655)
OLSON REMCHO LLP
1901 Harrison Street, Suite 1550
Oakland, CA 94612
Telephone: (510) 346-6200

6 Quyen L. Ta (State Bar No. 229956)
qta@kslaw.com
7 Arwen R. Johnson (State Bar No. 247583)
ajohnson@kslaw.com
8 Kelly Perigoe (State Bar No. 268872)
kperigoe@kslaw.com
9 Samuel R. Diamant (State Bar No. 288738)
sdiamant@kslaw.com
0 Rachel Rubens (State Bar No. 333886)
rrubens@kslaw.com
1 KING & SPALDING LLP
2 50 California Street, Suite 3300
San Francisco, CA 94111
Telephone: (415) 318-1227

Jennifer Logue (State Bar No. 241910)
jennifer.logue@mountainview.org
City Attorney
OFFICE OF THE CITY ATTORNEY
500 Castro Street, Suite 300
Mountain View, CA 94041
Telephone: (650) 903-6303

Attorneys for Defendant

Attorneys for Plaintiffs

[Additional counsel listed on signature page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

CELERINA NAVARRO, JANET STEVENS,
ARMANDO COVARRUBIAS, EVELYN
ESTRADA, GABRIEL RANGEL JAIME,
ALMA ALDACO, and all others similarly
situated.

Plaintiffs.

V.

THE CITY OF MOUNTAIN VIEW,

Defendant.

Case No. 5:21-cv-05381-NC

THIRD JOINT CASE MANAGEMENT STATEMENT AND STATUS UPDATE

Case Management Conference

Date: September 28, 2022

Time: 10:00 a.m.

Judge: Hon. Nathanael Cousins

1 Pursuant to the Court's Case Management Conference Order, the Standing Order for All
 2 Judges of the Northern District of California, Civil Local Rule 16-10(d), and this Court's order
 3 (ECF No. 105), the Parties, by and through their undersigned counsel, jointly submit this Third
 4 Joint Case Management Statement and Status Update.

5 **I. STATUS OF SETTLEMENT**

6 As reported by the Parties on August 24, 2022 (ECF No. 99) and August 30, 2022 (ECF
 7 No. 102), after nine months of negotiations, counsel for the Parties reached a tentative settlement
 8 agreement in this matter. As reported to the Court on September 14, 2022, the City and five
 9 Plaintiffs have now executed that agreement. Plaintiffs' counsel have been unable to contact the
 10 sixth plaintiff, Gabriel Rangel Jaime, despite repeated efforts to do so, and will be separately
 11 filing a motion to withdraw as counsel for that plaintiff.

12 As represented to the Court on September 14, 2022, the Parties believe the settlement
 13 agreement between the City and Plaintiffs is in the best interests of all Parties including the
 14 proposed class, and therefore the Parties do not expect to litigate this case further except as
 15 detailed below.

16 **II. MOTIONS**

17 The Parties anticipate only a few additional motions related to seeking preliminary and
 18 final approval of the class settlement, Court approval and award of any attorneys' fees and costs
 19 for Plaintiffs' Counsel, and Plaintiffs' counsel's motion for leave of the Court to withdraw from
 20 representing Mr. Rangel.

21 **III. SCHEDULING**

22 The Parties request that all other deadlines be taken off calendar and request the
 23 following schedule from the Court:

Event	Date
Plaintiffs' Counsel's Motion for Leave to Withdraw from Representing Mr. Rangel	Filed by: September 28, 2022 Hearing: November 2, 2022 at 1 p.m.

1	Unopposed Motion for Preliminary Approval of Class Settlement	Filed by: October 21, 2022 Hearing: November 30, 2022 at 1 p.m.
2	Motion for Award of Attorneys' Fees and Costs	Filed at least 30 days prior to filing motion for Final Approval
3	Motion for Final Approval of Class Settlement	At date set by the Court at hearing on Motion for Preliminary Approval

7 The proposed hearing date for the Unopposed Motion for Preliminary Approval has been
 8 noticed on the standard 35 day calendar, however given that this motion is unopposed, the
 9 Parties would prefer to have it heard earlier, possibly in conjunction with Plaintiffs' counsel's
 10 motion to withdraw from representing Mr. Rangel. In light of the tentative settlement agreement
 11 reached by the Parties pending Court approval of the agreement, the Parties respectfully propose
 12 that all further discovery and trial dates be taken off calendar.

13
 14 Respectfully submitted,

15 DATED: September 23, 2022
 16
 17

/s/ Erin Neff
 18 Erin Neff (SBN 326579)
 erin.neff@lawfoundation.org
 LAW FOUNDATION OF SILICON VALLEY
 19 4 North Second Street, Suite 1300
 San Jose, CA 95113
 Telephone: (408) 280-2410
 Facsimile: (408) 293-0106

/s/ William S. Freeman
 William S. Freeman (SBN 82002)
 wfreeman@aclunc.org
 Grayce Zelphin (SBN 279112)
 gzelphin@aclunc.org
 Brandon Greene (SBN 293783)
 bgreene@aclunc.org
 AMERICAN CIVIL LIBERTIES UNION
 FOUNDATION OF NORTHERN CALIFORNIA
 39 Drumm Street
 San Francisco, CA 94111
 Telephone: (415) 621-2493
 Facsimile: (415) 255-8437

/s/ Thomas Zito
 22 Thomas Zito (SBN 304629)
 tzito@dralegal.org
 Sean Betouliere (SBN 308645)
 sbetouliere@dralegal.org
 23 DISABILITY RIGHTS ADVOCATES
 2001 Center Street, 4th Floor
 Berkeley, California 94704-1204
 Telephone: (510) 665-8644
 Facsimile: (510) 665-8511

/s/ Deanna L. Kwong
 Deanna L. Kwong (SBN 233480)
 deanna.l.kwong@hpe.com
 HEWLETT PACKARD ENTERPRISE
 6280 America Center Drive
 San Jose, CA 95002
 Telephone: (650) 258-3307
Pro Bono Counsel

/s/ Samuel R. Diamant
 27 Quyen L. Ta (SBN 229956)
 qta@kslaw.com

1 Arwen R. Johnson (SBN 247583)
2 arwen.johnson@kslaw.com
3 Kelly Perigoe (SBN 268872)
kperigoe@kslaw.com
4 Samuel R. Diamant (SBN 288738)
sdiamant@kslaw.com
5 Rachel Rubens (SBN 333886)
rrubens@kslaw.com
6 KING & SPALDING LLP
50 California Street, Suite 3300
7 San Francisco, CA 94111
Telephone: (415) 318-1200
Facsimile: (415) 318-1300
Pro Bono Counsel

8
9 *Attorneys for Plaintiffs*

10 /s/ Margaret R. Prinzing
11 James C. Harrison (SBN 161958)
jharrison@olsonremcho.com
12 Margaret R. Prinzing (SBN 209482)
mprinzing@olsonremcho.com
13 Kristen M. Rogers (SBN 274672)
krogers@olsonremcho.com
14 Sue Vang (SBN 327655)
svang@olsonremcho.com
15 OLSON REMCHO LLP
16 1901 Harrison Street, Suite 1550
Oakland, CA 94612
17 Telephone: (510) 346-6200
Facsimile: (510) 574-7061

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19 *Attorneys for Defendant*
City of Mountain View

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22 **L.R. 5-1 ATTESTATION**

23 I, Samuel R. Diamant, attest that all signatories listed herein, and on whose behalf this
24 filing is submitted, concur in this filing's content and have authorized this filing.

25 By: /s/ Samuel R. Diamant
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1 **CASE MANAGEMENT ORDER**

2 The above JOINT CASE MANAGEMENT STATEMENT AND [PROPOSED] ORDER
3 is approved as the Case Management Order for this case and all parties shall comply with its
4 provisions.

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6 IT IS SO ORDERED.

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8 Dated: September _____, 2022

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10 HON. NATHANIEL COUSINS
11 United States Magistrate Judge

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